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2
3 BILL NO. Z-75-12-14

4 ZONING MAP ORDINANCE NO. Z-19-77

5 AN ORDINANCE amending the City of Fort Wayne
6 Zoning Map E-2


7 BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT
8 WAYNE, INDIANA:

9 SECTION 1. That the area described as follows is hereby designated
10 a B3B District under the terms of Chapter 36, Municipal Code of the City of Fort
11 Wayne, Indiana, 1946, as amended by General Ordinance No. 2836 and amendments
12 thereof; and the symbols of the City of Fort Wayne Zoning Map No. E-2, referred
13 to therein, established by Section 9, Article III of said Chapter as amended, are
14 hereby changed accordingly, to-wit:

15
16 Lots 99 and 100 Abbotts Addition to East Wayne presently zoned B1B
17 Lots 97 and 98 Abbotts Addition to East Wayne presently zoned R-3
18 at 2613 through 2635 Edsall Avenue, Fort Wayne, Indiana
19 Lot 101 Abbotts Addition to East Wayne presently zoned B1B

20 SECTION 2. This Ordinance shall be in full force and effect from
21 and after its passage, approval by the Mayor and legal publication thereof.

22
23 
24 Councilman

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35 APPROVED AS TO FORM
AND LEGALITY,

CITY ATTORNEY

Read the first time in full and on motion by Nuckols, seconded by Talarico, and duly adopted, read the second time by title and referred to the Committee on Regulations (and the City Plan Commission for recommendation) and Public Hearing to be held after due legal notice, at the Council Chambers, City-County Building, Fort Wayne, Indiana, on _____, the _____ day of _____, 197____, at _____ o'clock P.M., E.S.T.

Date: 12-9-75 Charles W. Teltman
CITY CLERK

Read the third time in full and on motion by V. Schmidt, seconded by Singer, and duly adopted, placed on its passage. Passed ~~(LOST)~~ by the following vote:

	AYES	NAYS	ABSTAINED	ABSENT	TO-WIT
TOTAL VOTES	<u>7</u>			<u>2</u>	
BURNS	<u>✓</u>				
HINGA	<u>✓</u>				
Thurston KRAUS	<u>✓</u>				
MOSES				<u>✓</u>	
NUCKOLS				<u>✓</u>	
SCHMIDT, D.	<u>✓</u>				
SCHMIDT, V.	<u>✓</u>				
STIER	<u>✓</u>				
TALARICO	<u>✓</u>				

DATE: 8-23-77 Charles W. Teltman
CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (Zoning Map) (General) (Annexation) (Special) (Appropriation) Ordinance (Resolution No. 3-19-77 on the 23rd day of August, 1977.

ATTEST: (SEAL) Samuel J. Talarico
Charles W. Teltman CITY CLERK PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 24th day of August, 1977, at the hour of 11:45 o'clock A. M., E.S.T.

Charles W. Teltman
CITY CLERK

Approved and signed by me this 26th day of August, 1977, at the hour of 8:00 o'clock A. M., E.S.T.

Robert E. Armstrong
MAYOR

RESOLUTION OF ZONING ORDINANCE AMENDMENT RECOMMENDATION

WHEREAS, the Common Council of the City of Fort Wayne, Indiana, on December 9, 1975, referred a proposed zoning map amendment to the City Plan Commission which proposed ordinance was designated as Bill No. Z-75-12-14; and,

WHEREAS, the required notice of public hearing on such proposed ordinance has been published as required by law; and,

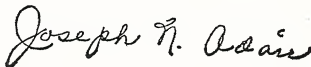
WHEREAS, the City Plan Commission conducted a public hearing on such proposed ordinance on January 19, 1976;

NOW THEREFORE, BE IT RESOLVED that the City Plan Commission does hereby recommend that such proposed ordinance DO PASS for the reasons that a need has been shown for the Land Use Plan to be amended, the amendment will be in the best interest of and benefit to the area involved and of and to the City, and the amendment will not be detrimental to and does not conflict with the overall City Plan;

BE IT FURTHER RESOLVED that the Secretary is hereby directed to present a copy of this resolution to the Common Council at its next regular meeting.

This is to certify that the above is a true and exact copy of a resolution adopted at the meeting of the Fort Wayne City Plan Commission held January 24, 1976.

Certified and signed this
1st day of August, 1977.



Joseph N. Adair
Secretary

~~Hold until 8/23/77
John G. Nichols check~~

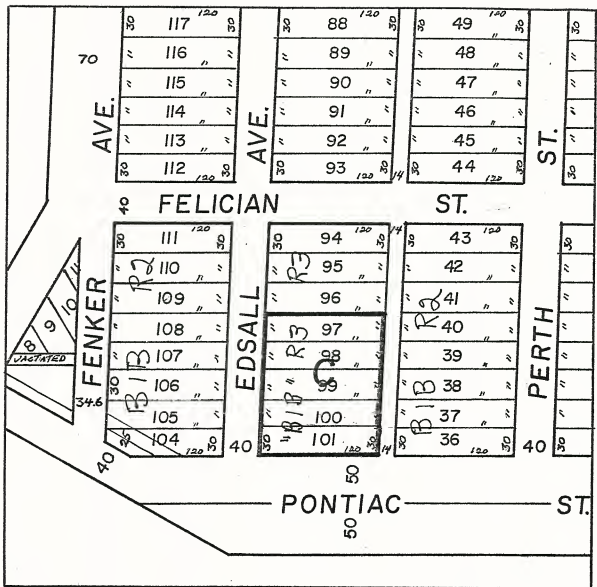
We, your Committee on Regulations to whom was referred an Ordinance
amending the City of Fort Wayne Zoning Map No. E-2

SAMUEL J. TALARICO

205 Schmitt
Samuel J. Talarico

CONCURRED IN

DATE _____ CHARLES W. WESTERMAN, CITY CLERK



9-19-75

C TO BE CHANGED FROM BIB,R3 TO B3B

Pg. E-2

L. B.

BILL NO. Z-75-12-14

TO: COMMON COUNCIL OF THE
CITY OF FORT WAYNE, INDIANA

Date Filed _____

Intended Use _____

~~I/We~~ Robert R. Parker

(Applicant's Name or Names)

do hereby petition your Honorable Body to amend the Zoning Map of Fort Wayne, Indiana, by reclassifying from a/an B1B and R-3 district to a/an B3B district the property described as follows:

Lots 99 and 100 Abbotts Addition to East Wayne presently zoned B1B

Lots 97 and 98 Abbotts Addition to East Wayne presently zoned R-3 at

2613 through 2635 Edsall Avenue, Fort Wayne, Indiana. (Please see attached letter and exhibits explaining ownership.)

Lot 101 Abbotts Addition to East Wayne presently zoned B1B

(Legal Description)

(General Description for Planning Staff Use Only)

I/We, the undersigned, certify that I am/We are the owner(s) of fifty-one percentum (51%) or more of the property described in this petition.

Robert R. Parker

4320 Woodward Drive

Robert R. Parker

Fort Wayne, Indiana
46805

(Name)

(Address)

(Signature)

Legal Description Checked By: _____

(City Engineer)

NOTE FOLLOWING RULES:

All requests for continuances or requests that ordinances be taken under advisement shall be filed in writing in the office of the City Plan Commission by noon on the Wednesday preceding the meeting of the City Plan Commission at which the ordinance is to be considered. If the request for a continuance or advisement is filed within the required time, the matter will not be put on the agenda for that meeting. It shall be the obligation of the petitioner to notify the same property owners which the Plan Commission had notified by mail that the hearing has been postponed or rescheduled and inform them of the time and place of the meeting at which the ordinance will be considered. All withdrawals of the ordinances must be made in writing prior to the Plan Commission's vote on the ordinance.

Name and address of preparer, attorney or agent:

1514 Anthony Wayne Bank Bldg.

Bruce R. Snyder

Fort Wayne, Indiana 46802

742-1463

(Name)

(Address)

(Telephone Number)

CITY PLAN COMMISSION, CITY-COUNTY BUILDING, Room # 880, ONE MAIN STREET, FORT WAYNE, INDIANA, 46802 Telephone Number: 423-7571

Bill # 2-75-12-14

RESTRICTION

WHEREAS, the undersigned are the owners of the following described real estate, to-wit:

Lots Numbered 97, 98, 99, 100, and 101 in Abbotts Addition to the City of Fort Wayne, Indiana; and,

WHEREAS, the undersigned have petitioned the City of Fort Wayne to zone said real estate to a B3B designation and the City Plan Commission has recommended a "do pass" to said Petition provided that a restriction be imposed on said real estate.

NOW, THEREFORE, in consideration of obtaining the desired zoning designation, the undersigned hereby impose and impress on the real estate described above the following restriction:

"All outside storage which is incidental to the operation of a sheet metal shop shall be screened from view by means of an opaque fence or similar screening material."

In the event said real estate is not zoned as requested, this restriction shall be null and void and of no force or effect.

IN WITNESS WHEREOF, the undersigned have set their hand this day of June, 1977.

Frank Welch
FRANK WELCH

Robert R. Parker
ROBERT R. PARKER

Betty J. Parker
BETTY J. PARKER

STATE OF INDIANA }
COUNTY OF ALLEN } SS:

Before me, the undersigned, a Notary Public, in and for said County and State, this 3rd day of June, 1977 personally appeared Frank Welch, Robert R. Parker and Betty J. Parker and acknowledged the execution of the foregoing Restriction.

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my official seal.

My Commission Expires:
September 9, 1979

Bruce R. Snyder
Bruce R. Snyder Notary Public

This Instrument Prepared By: Bruce R. Snyder, Attorney at Law.

TITLE OF ORDINANCE Zoning Map Amendment Ordinance 2-75-12-14

DEPARTMENT REQUESTING ORDINANCE Community Development and Planning

SYNOPSIS OF ORDINANCE Petitioners are requesting the rezoning of the
following described property: Lots # 97, 98, 99, 100 & 101 in Abbotts
Addition, generally located on the northeast corner of Edsall Avenue and
Pontiac Street. From "R3" and "B1B" to "B3B"

EFFECT OF PASSAGE Property is presently zoned "B1B" (Lots # 101, 100 & 99)
and "R3" (Lots # 98 & 97) . "B1B" is limited Business and "R3" is Multiple Family
Residential - Petitioners are requesting a "B3B" District - General Business.

EFFECT OF NON-PASSAGE Property would remain as presently zoned.

MONEY INVOLVED (Direct Costs, Expenditures, Savings) none

ASSIGNED TO COMMITTEE (J.N.) Regulations



THE CITY OF FORT WAYNE

CITY-COUNTY BUILDING • ONE MAIN STREET • FORT WAYNE, INDIANA 46802

room 122

charles w. westerman, clerk

August 26, 1977

Ms. Virginia Grace
Fort Wayne Newspapers, Inc.
600 West Main Street
Fort Wayne, IN 46802

Dear Ms. Grace:

Please give the attached full coverage on the dates of August 30, 1977 and September 6, 1977, in both the News Sentinel and Journal Gazette.

RE: Legal Notice for Common Council
of Fort Wayne, Indiana

Zoning Map Ordinances:

Bill No. Z-75-12-14
Zoning Map Ordinance Z-19-77

Bill No. Z-77-05-13
Zoning Map Ordinance No. Z-20-77

Bill No. Z-77-06-36 (AS AMENDED)
Zoning Map Ordinance No. Z-21-77

Please send us five (5) copies of the Publisher's Affidavit from both newspapers.

Thank you.

Sincerely,

Charles W. Westerman
Charles W. Westerman
City Clerk

CWW/ne
ENCL: 3

AN EQUAL OPPORTUNITY EMPLOYER



Common Council of Fort Wayne
(Governmental Unit)

To THE NEWS-SENTINEL Dr.

Allen County, Ind.

FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set) — number of equivalent lines	_____
Head number of lines	<u>1</u>
Body number of lines	<u>89</u>
Tail number of lines	<u>2</u>
Total number of lines in notice	<u>92</u>

COMPUTATION OF CHARGES

92 lines 1 columns wide equals 92 equivalent lines at \$2.59 cents per line \$23.83

Additional charge for notices containing rule or tabular work (50 per cent of above amount) _____

for extra proofs of publication (50 cents for each proof in excess of two) 1.50

TOTAL AMOUNT OF CLAIM \$25.33

TING COST

of single column 12 items

Size of type 5 1/2 point

of insertions 2

Size of quad upon which type is cast 5 1/2

provision and penalties of Ch. 89, Acts 1967,

that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just part of the same has been paid.

6, 19 77

Title _____ CLERK

PUBLISHER'S AFFIDAVIT

State of Indiana }
Allen County } ss:

Personally appeared before me, a notary public in and for said county and state, the undersigned V. E. GERKEN who, being duly sworn, says that she is _____ CLERK of the

NEWS-SENTINEL

a DAILY newspaper of general circulation printed and published

in the English language in the city of FORT WAYNE, INDIANA town, in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for 2 time 8, the dates of publication being as follows:

8/30 & 9/6/77

Subscribed and sworn to before me this 6th day of September, 19 77

Notary Public

My commission expires September 28, 1979

LEGAL NOTICE

Notice is hereby given that on the 23rd day of August, 1977, the Common Council of the City of Fort Wayne, Indiana, in a Regular Session did pass the following BILL NO. Z-75-12-14, Z-19-77 Zoning Map Ordinance, to wit: BILL NO. Z-75-12-14

ZONING MAP ORDINANCE
NO. Z-19-77

AN ORDINANCE amending the City of Fort Wayne Zoning Map E-3, BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That the area described as follows is hereby designated a B3B District under the terms of Chapter 36, Municipal Code of the City of Fort Wayne, Indiana, 1946, as amended by General Ordinance No. 3358 and amendments thereto; and the symbols of the City of Fort Wayne Zoning Map No. E-3, referred to therein, established by Section 9, Article III of said Chapter as amended, are hereby changed accordingly, to wit:

Lots 99 and 100 Abbots Addition to East Wayne presently zoned B1B
Lots 97 and 98 Abbots Addition to East Wayne presently zoned R3 at 3212 through 3255 Edsall Avenue, Fort Wayne, Indiana

Lot 101 Abbots Addition to East Wayne presently zoned B1B
SECTION 2. This Ordinance shall be in full force and effect from and after its passage, approval by the Mayor and legal publication thereof.

JOHN NUCKOLS
Councilman

Read the third time in full and on motion by V. Schmidt, seconded by Hinga, and duly adopted, placed on its passage. PASSED by the following vote:

Ayes: Seven Burns, Hinga, Hunter, D. Schmidt, V. Schmidt, Slier, Talari, co

Nays: None
Absent: Two Moses, Nuckols
Date: 8-23-77

Charles W. Westerman
City Clerk
Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as Zoning Map Ordinance No. Z-19-77 on the 23rd day of August, 1977.

ATTEST: (SEAL)

Charles W. Westerman
City Clerk
Samuel J. Tolacio
Presiding Officer

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 24th day of August, 1977, at the hour of 11:45 o'clock A.M., E.S.T.

Charles W. Westerman

City Clerk
Approved and signed by me this 26th day of August, 1977, at the hour of 8:00 o'clock A.M., E.S.T.

Robert E. Armstrong Mayor
I, Charles W. Westerman, Clerk of the City of Fort Wayne, Indiana, do hereby certify that the above and foregoing is a full, true and complete copy of Zoning Map Ordinance No. Z-19-77 passed by the Common Council on the 23rd day of August, 1977, and that said Ordinance was duly signed and approved by the Mayor on the 26th day of August, 1977, and now remains on file and on record in my office.

WITNESS my hand, and the official seal of the City of Fort Wayne, Indiana, this 26th day of August, 1977.

CHARLES W. WESTERMAN
CITY CLERK

Common Council of Fort Wayne
(Governmental Unit)

To JOURNAL-GAZETTE Dr.

Allen County, Ind.

FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

LINE COUNT

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Tail	number of lines	<u>2</u>
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COMPUTATION OF CHARGES

92 lines 1 columns wide equals 92 equivalent lines at .259¢ cents per line \$ 23.83

Additional charge for notices containing rule or tabular work (50 per cent of above amount) _____

for extra proofs of publication (50 cents for each proof in excess of two) 1.50

TOTAL AMOUNT OF CLAIM

\$ 25.33

SETTING COST

9.9
of single column 10 ems
of insertions 2

Size of type 5½ point

Size of quad upon which type is cast 5½

provision and penalties of Ch. 89, Acts 1967,

at the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just part of the same has been paid.

6, 1977

Title _____ CLERK

PUBLISHER'S AFFIDAVIT

State of Indiana
Allen County } ss:

Personally appeared before me, a notary public in and for said county and state, the undersigned ARVILLA DEWALD who, being duly sworn, says that she is CLERK of the

JOURNAL-GAZETTE
a DAILY newspaper of general circulation printed and published

in the English language in the city } of FORT WAYNE, INDIANA
town }
in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for 2 time S., the dates of publication being as follows:

8/30 & 9/6/77

Subscribed and sworn to before me this 6th day of September, 1977

My commission expires September 28, 1979

Notary Public

LEGAL NOTICE
Notice is hereby given that on the 23rd day of August, 1977, the Common Council of the City of Fort Wayne, Indiana, in a Regular Session did pass the following BILL NO. 2-75-12-14, Z-19-77 Zoning Map Ordinance, to wit: BILL NO. 2-75-12-14
ZONING MAP ORDINANCE
NO. 2-19-77
AN ORDINANCE amending the City of Fort Wayne Zoning Map E-2 BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:
SECTION 1. That the area described as follows is hereby designated a B3B District under the terms of Chapter 36, Municipal Code of the City of Fort Wayne, Indiana, 1946, as amended by General Ordinance No. 2836 and amendments thereto; and the symbols of the City of Fort Wayne Zoning Map No. E-2, referred to therein, established by Section 9, Article III of said Chapter as amended, are hereby changed accordingly, to wit:
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Lots 97 and 98 Abbots Addition to East Wayne presently zoned R3 at 2613 through 2635 Edsall Avenue, Fort Wayne, Indiana
Lot 101 Abbots Addition to East Wayne presently zoned a1B
SECTION 2. This Ordinance shall be in full force and effect from and after its passage, approval by the Mayor and legal publication thereof.
JOHN NUCKOLS
Counsellman
Read the third time in full and on motion by V. Schmidt, seconded by Hinga, and duly adopted, placed on its passage, PASSED by the following vote:
Ayes: Seven Bums, Hinga, Hunter, Dr. Schmidt, V. Schmidt, Siler, Talarico.
Nays: None
Absent: Two Moses, Nuckols
Date: 8-22-77
Charles W. Westerman
City Clerk
Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as Zoning Map Ordinance No. 2-19-77 on the 23rd day of August, 1977.
ATTEST: (SEAL)
Charles W. Westerman
City Clerk
Samuel J. Talarico
Presiding Officer
Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 26th day of August, 1977, at the hour of 11:45 o'clock A.M., E.S.T.
Charles W. Westerman
City Clerk
Approved and signed by me this 26th day of August, 1977, at the hour of 8:00 o'clock A.M., E.S.T.
Robert E. Armstrong Mayor
I, Charles W. Westerman, Clerk of the City of Fort Wayne, Indiana, do hereby certify that the above and foregoing is a full, true and complete copy of Zoning Map Ordinance No. 2-19-77 passed by the Common Council on the 23rd day of August, 1977, and that said Ordinance was duly signed and approved by the Mayor on the 26th day of August, 1977, and now remains on file and on record in my office.
WITNESS my hand, and the official seal of the City of Fort Wayne, Indiana, this 26th day of August, 1977.
CHARLES W. WESTERMAN
CITY CLERK

TRUE COPY OF
STATEMENT HERE

Common Council of Fort Wayne
(Governmental Unit)

To JOURNAL-GAZETTE Dr.

Allen County, Ind.

FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set) — number of equivalent lines

Head number of lines

Body number of lines

Tail number of lines

Total number of lines in notice

COMPUTATION OF CHARGES

92 lines, 1 columns wide equals 92 equivalent lines at 25¢
cents per line

\$ 23.83

Additional charge for notices containing rule or tabular work (50 per cent of above amount)

Charge for extra proofs of publication (50 cents for each proof in excess of two)

1.50

TOTAL AMOUNT OF CLAIM

\$ 25.33

DATA FOR COMPUTING COST

Width of single column 11 ems

Size of type 5 1/2 point

Number of insertions 2

Size of quad upon which type is cast 5 1/2

Pursuant to the provision and penalties of Ch. 89, Acts 1967,

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Date September 6, 1977

Title CLERK

PUBLISHER'S AFFIDAVIT

State of Indiana }
ALLEN County } ss:

Personally appeared before me, a notary public in and for said county and state, the undersigned ARVILLA DEWALD who, being duly sworn, says that she is CLERK

JOURNAL-GAZETTE

a DAILY newspaper of general circulation printed and published in the English language in the city of FORT WAYNE, INDIANA in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for 2 time S, the dates of publication being as follows:

8/30 & 9/6/77

Subscribed and sworn to before me this 6th day of September 1977

Notary Public

My commission expires September 28, 1979

CH COPY OF
SEMENT HERE69.54
so low price.
75
ent for sweaters

ries